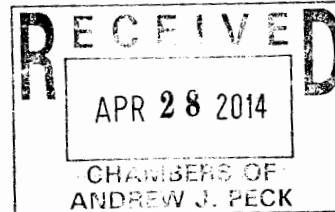


## LESTER SCHWAB KATZ &amp; DWYER, LLP

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DOCUMENT  
ELECTRONICALLY FILED  
DOC#  
DATE FILED: April 28, 2014  
4/28/14NEW JERSEY OFFICE  
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By fax to 212 805-7933

Hon. Andrew J. Peck  
United States District Court  
500 Pearl Street  
New York, NY 10007Re: *Thornapple Associates, Inc. v. Deutsch*, 13 Civ. 9196 (LGS)(AJP)

Dear Judge Peck:

This follows up on my April 15 letter reporting that the parties had agreed to settle and the order of even date dismissing the action with prejudice subject to reinstatement if the settlement was not effectuated within 15 days, *i.e.*, by April 30, 2014.

Defendant's lawyer Rachael Kierych has just reported to me that the \$100,000 settlement payment will be wired to my firm's trust account on April 30.

So that there is an opportunity to reinstate if the payment is not made by April 30, plaintiff asks that the date for reinstatement of the action be extended by one week, to May 7, 2014.

Respectfully,

A handwritten signature in black ink, appearing to be "Dennis M. Rothman".

Dennis M. Rothman

cc (by email):

Rachael Kierych, Esq.

2319944/574-1335

MEMO ENDORSED 4/28/14

Approved.

BY PECK

SO ORDERED:

A handwritten signature in black ink, appearing to be "Hon. Andrew Jay Peck".  
Hon. Andrew Jay Peck  
United States Magistrate Judge

A handwritten signature in black ink, appearing to be "Rachael Kierych".

**LESTER SCHWAB KATZ & DWYER, LLP**

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Date: April 28, 2014Employee ID No. 139TO: Hon. Andrew J. PeckNO.: 212 805-7933FROM: Dennis M. Rothman, (212) 341-4343 (direct), drothman@lskdnylaw.comRE: Thornapple Associates, Inc. v. Deutsch, 13 Civ. 9196 (LGS)(AJP)CLIENT/MATTER NO. 574-1335Number of Pages: 2  
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**REMARKS:** Please see the attached letter.

- ☒ Original will not follow.  
☐ Original will follow.